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KING COUNTY
SUPERIOR COURT CLERK
KENT, WA

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

HOUSING AUTHORITY OF THE
COUNTY OF KING, a public body
corporate and politic,

Petitioner,

v.

THE PORT OF SEATTLE, a
Washington municipal corporation,

Respondent.

NO. 07-2-23877-8 KNT

PRELIMINARY INJUNCTION

Tax Parcel No. 2023049105

(Clerk's Action Required)

CLERK'S ACTION REQUIRED

The Clerk is directed to docket the appearance date described in paragraph 3 of this order.

THIS MATTER came on upon the motion of Petitioner Housing Authority of the County of King ("Petitioner") for a preliminary injunction. The Court considered the files and records herein, including the petition, the Memorandum in Support of Petitioner's Motion for Preliminary Injunction, the Memorandum in Support of Petitioner's Motion for Temporary Restraining Order and Order to Show Cause, the Declaration of Stephen Norman, the Declaration of Peter Buck, the Declaration of William Block, and the Declaration of Joseph C. Brown, Jr., and was fully advised. The Court finds that Petitioner has shown a clear equitable or legal right and the well-grounded fear of immediate invasion of that right, which is and/or will result in actual and substantial injury. The Court balanced the relative interests of the parties herein,

1 including the public, and weighed the equities herein. The Court finds that immediate
2 and irreparable injury will result to the moving party unless a preliminary injunction is
3 entered as requested herein, and that unless restrained, Respondent could produce
4 great injury to the Petitioner and commit an act which impedes the Petitioner's rights
5 regarding the subject to the suit in a manner which would tend to render a
6 subsequent judgment ineffectual. The Court further finds, in balancing the equities,
7 that the opposing party will not be harmed more than the moving party will be helped
8 if the preliminary injunction is granted, and that granting of the preliminary injunction
9 will in all likelihood do minimal or no harm to the position of Respondent. The Court,
10 now, therefore, enters the following:

11 PRELIMINARY INJUNCTION

12 1. Preliminary Injunction. Respondent The Port of Seattle and any other
13 persons associated in any way with Respondent who receive actual notice of this
14 order are hereby restrained from: removing, damaging, demolishing or engaging in
15 any destructive testing with regard to any of the improvements, fixtures or appliances
16 located on the property commonly known as the Lora Lake Apartments in Burien,
17 Washington, except those portions of the said property identified as buildings A, C, U,
18 V, X and W on the sketch attached hereto and incorporated herein, as well as the
19 landscaping and parking associated with those buildings, which portion of the
20 property shall not be affected by this Order.

21 2. Bond Requirement. Pursuant to CR 65(c) and RCW 4.92.080, Petitioner,
22 as a municipal corporation, is not required to post a bond.

23 Effective Date of ~~Restraining Order~~ ^{Preliminary Injunction} August 10, 2007

24 Time of Issuance 12:48 pm

25 Date of Expiration end of trial currently scheduled for 3/24/08

26 (unless extended by further order of this court.)

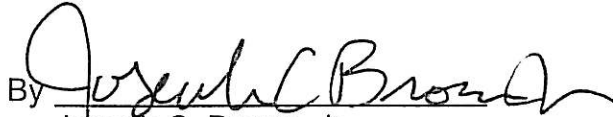
1 DONE IN OPEN COURT this 10 day of August, 2007.

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3 

4 Judge Deborah D. Fleck

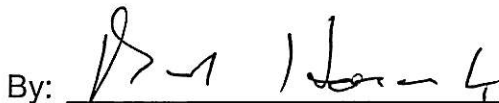
5 Presented by:

6 MONTGOMERY PURDUE
7 BLANKINSHIP & AUSTIN PLLC

8 By 

9 Joseph C. Brown, Jr.
10 WA State Bar No. 17991
11 Attorneys for Petitioner

12 Copy Received:
13 GRAHAM & DUNN PC

14 By: 

15 David G. Hancock
16 WA State Bar No. 6608
17 Marisa Velling Lindell
18 WA State Bar No. 18201
19 Attorneys for Respondent
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Lora Lake Apartments
15001 Des Moines Memorial Drive
Burien, WA 98148

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